IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ALBERT T. CARLISLE,)
Plaintiff)
v.) No. CA 04 - 284 Erie
MATSON LUMBER COMPANY, MATSON HARDWOODS, INC.,) Judge Lancaster
Defendants)

NOTICE OF APPEAL

Notice is hereby given that Albert T. Carlisle, plaintiff in the above named case hereby appeals to the United States Court of Appeals for the Third Circuit from the memorandum Orders dated May 9, 2005 and October 28, 2005.

Respectfully submitted,

Andrew J. Conner

PA Surrome Court ID

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Date: November <u>21</u>, 2005

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ALBERT T. CARLISLE,)	
Plaintiff)	
)	
V.)	No. CA 04 - 284 Erie
)	
MATSON LUMBER COMPANY,)	Judge Lancaster
MATSON HARDWOODS, INC.,)	
)	
Defendants)	

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the <u>21st</u> day of November 2005, a copy of the within document was duly served on all counsel of record and/or unrepresented parties by mailing the same to them at their designated offices by first class United States mail, postage prepaid, or by personal service/courthouse box.

James R. Fryling

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Honorable Gary L. Lancaster 829 U.S. Courthouse 7th Avenue and Grant Street Pittsburgh, PA 15219